

BEFORE THE ARIZONA MEDICAL BOARD

In the Matter of

Case No. MD-03-0443

CAYETANO S. MUNOZ, M.D.Holder of License No. 9506
For the Practice of Allopathic Medicine
In the State of Arizona.**INTERIM CONSENT AGREEMENT**
(For Practice Restriction in Lieu of
Summary Suspension)INTERIM CONSENT AGREEMENT

By mutual agreement and understanding, between the Arizona Medical Board ("Board") and Cayetano S. Munoz, M.D. ("Respondent") the parties agree to the following interim disposition of this matter.

1. Respondent acknowledges that he has read and understands this Interim Consent Agreement and the stipulated Findings of Fact, Conclusions of Law and Order ("Interim Consent Agreement"). Respondent acknowledges that he understands he has the right to consult with legal counsel regarding this matter and has done so or chooses not to do so.

2. Respondent understands that by entering into this Interim Consent Agreement he voluntarily relinquishes any rights to a hearing or judicial review in state or federal court on the matters alleged, or to challenge this Interim Consent Agreement in its entirety as issued by the Board, and waives any other cause of action related thereto or arising from said Interim Consent Agreement.

3. Respondent acknowledges and understands that this Interim Consent Agreement is effective immediately upon signature by the Executive Director of the Arizona Medical Board.

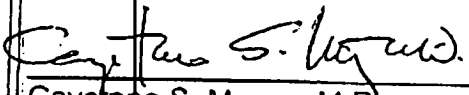
4. All admissions made by Respondent are solely for interim disposition of this matter and any subsequent related administrative proceedings or civil litigation involving

1 the Board and Respondent. Therefore, said admissions by Respondent are not intended
2 or made for any other use, such as in the context of another state or federal government
3 regulatory agency proceeding, civil or criminal court proceeding, in the State of Arizona or
4 any other state or federal court.

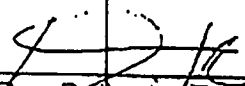
5 5. Respondent acknowledges and agrees that, although the Executive Director
6 has not yet signed this Interim Consent Agreement, Respondent may not make any
7 modifications to the document. After signing this agreement and returning it (or a copy
8 thereof) to the Board, Respondent may not revoke acceptance of the Interim Consent
9 Agreement. Any modifications to this Interim Consent Agreement are ineffective and void
10 unless mutually approved by the parties.

11 6. Respondent further understands that this Interim Consent Agreement, once
12 signed, is a public record that may be publicly disseminated as a formal disciplinary action
13 of the Board.

14 7. If any part of the Interim Consent Agreement is later declared void or
15 otherwise unenforceable, the remainder of the Interim Consent Agreement in its entirety
16 shall remain in force and effect.

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18 
19 Cayetano S. Munoz, M.D.

Dated: 12/18/03

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22 Dan Ballecer, Esq.
23 Approved as to Form
24
25

Dated: 12/18/03

FINDINGS OF FACT

1. The Board is the duly constituted authority for the regulation and control of the practice of allopathic medicine in the State of Arizona.

2. Respondent is the holder of License No. 9506 for the practice of allopathic medicine in the State of Arizona.

3. Following a formal interview in Board case number MD-02-0248 conducted at its June 2003 meeting the Board ordered Respondent to undergo a competency assessment at the Physician's Assessment and Clinical Education program ("PACE"). Respondent complied with the Board's Order.

4. The Board indicated that its review of the PACE evaluation raises serious concerns regarding Respondent's competency and cognitive performance.

5. Respondent has agreed to voluntarily cease practicing clinical medicine until further order of the Board.

CONCLUSIONS OF LAW

1. The Board possesses jurisdiction over the subject matter hereof and over Respondent.

2. The Board may enter a Consent Agreement to restrict Respondent's practice. A.R.S. § 32-1451(F). The Board may enter such an agreement on an interim basis.

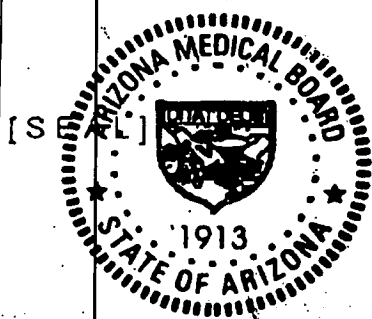
ORDER

IT IS HEREBY ORDERED THAT:

1. Respondent shall not practice clinical medicine or any medicine involving direct patient care, and is prohibited from prescribing any form of treatment including prescription medications, until Respondent applies to the Board and receives affirmative approval to return to practice. The Board may require any combination of Staff approved

1 physical examination, psychiatric and/or psychological evaluations, or successful passage
2 of the Special Purpose Licensing Examination or other competency
3 examination/evaluation or interview it finds necessary to assist it in determining
4 Respondent's ability to safely and competently return to the active practice of medicine.

5 DATED this 8th day of December, 2003.



ARIZONA MEDICAL BOARD

By [Signature]
BARRY A. CASSIDY, Ph.D., PA-C
Executive Director

12 ORIGINAL of the foregoing filed this
13 8th day of December, 2003, with:

14 The Arizona Medical Board
15 9545 East Doubletree Ranch Road
Scottsdale, Arizona 85258

16 EXECUTED COPY of the foregoing mailed by Certified
17 Mail this 8th day of December, 2003, to:

18 Dan Ballecer
19 Ballecer & Segal
20 5045 North 12th Street
Phoenix, Arizona 85014-3302

21 EXECUTED COPY of the foregoing mailed by
22 U.S. Mail this 8th day of December, 2003 to:

23 Cayetano S. Munoz, M.D.
24 Address of Record
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